

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

-----x

RONALD LIPTON and BRETT LIPTON,

AFFIDAVIT

Plaintiffs,

00 CIV 319 (HGM)(RFT)

-against-

JOHN WOOTON, KEVIN LANE, EDWIN BREWSTER and
TOWN OF WOODSTOCK,

Defendants.

-----x

STATE OF NEW YORK)
)
) SS:
COUNTY OF ULSTER)

Harry Baldwin, being duly sworn, deposes and says:

1. I am currently the Chief of the Town of Woodstock Police Department and submit this affidavit in connection with its application for partial summary judgment in this case.
2. I reviewed the department's work schedule for February 19, 1999 and it documents that John Wooton, worked the "C-line" shift, 3:00 p.m. to 11:00 p.m. on February 14, 1999. Thereafter, he was not scheduled to work again until the C-line shift on Wednesday, February 17, 1999.

S/Harry Baldwin
HARRY BALDWIN

Sworn to before me this
13th day of June, 2003.

S/Katherine S. Longyear
Notary Public

KATHERINE S. LONGYEAR
Notary Public, State of New York
Qualified in Ulster County
Reg. #4975264
Commission Expires Dec. 3, 2006